

REMARKS

Claims 40 and 41 are currently canceled, claims 1-16 been previously canceled, claims 17, 18, 37 and 38 have been amended. No new claims have been added by way of this response. Thus, claims 17-39 are currently pending and presented for examination. Applicants respectfully request reconsideration and allowance of the pending claims in view of the foregoing amendments and the following remarks.

Claims 17-32 and 34-41 stand rejected under 35 U.S.C under section 102(e) as being anticipated by Wallenius et al (US 2005/0256796). Claim 33 is rejected under 35 U.S.C. under section 103(a) as being obvious over Wallenius. Applicant has amended claim 17 to recite the following:

receiving a detection request in order to detect the malicious call of the calling terminal, the detection request initiated by a user of the called terminal

In contrast, Wallenius teaches a monitoring based on predetermined conditions (detection points) (see e.g. ¶ [0070], also FIG 2). Various request/response messages, such as a SIP INVITE, may be monitored based on the predefined condition. The mere monitoring of a message does not teach or suggest receiving a detection request, let alone receiving a detection request in order to detect the malicious call of the calling terminal. Moreover, Wallenius detection points are predefined which does not teach or suggest that the detection request [is] initiated by a user.

Applicant respectfully submits that for at least the above reasons that claim 17 is patentable. Furthermore, claims 18-36 are patentable at least based on their dependency to independent claim 17 as well as based on their own merits. In addition, Applicant respectfully submits that claim 37 which include similar language (“a control unit containing a function that generates a detection request automatically at the instigation of a person operating the terminal device...wherein the detection request is in order to detect a malicious call from the terminal device calling the terminal device”) is also patentable as well as claims 38 and 39 which depend on claim 37.

For the foregoing reasons, it is respectfully submitted that the rejections set forth in the outstanding Office Action are inapplicable to the present claims. Please grant any extensions of time required to enter this paper. The commissioner is hereby authorized to charge any appropriate fees due in connection with this paper, including fees for additional claims and terminal disclaimer fee, or credit any overpayments to Deposit Account No. 19-2179.

Respectfully submitted,

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